
WELSH STATUTORY INSTRUMENTS

2015 No. 1988

**The Children (Secure Accommodation)
(Wales) Regulations 2015**

Application of section 119 to particular categories of children

Children to whom section 119 has effect subject to modifications

16.—(1) Subject to regulation 7 and paragraphs (2) and (3) of this regulation section 119 of the Act applies, in addition to children looked after by local authorities (including English local authorities)—

- (a) to children, other than those looked after by a local authority (including an English local authority), who are accommodated by—
 - (i) Local Health Boards;
 - (ii) National Health Service Trusts (“NHS Trusts”);
 - (iii) local authorities in the exercise of education functions;
- (b) to children, other than those looked after by a local authority, who are accommodated in care homes or independent hospitals.

(2) In relation to children specified in paragraph (1)(a), section 119 has effect subject to the following modifications—

- (a) in subsection (1) replace the phrase “who is being looked after by a local authority or a local authority in England” with “who is being provided with accommodation by a Local Health Board, an NHS Trust or a local authority in the exercise of education functions”;
- (b) in subsection (2)(c) replace the phrase “by a local authority” with “by a Local Health Board, an NHS Trust or a local authority in the exercise of education functions”.

(3) In relation to the children specified in paragraph (1)(b), section 119 of the Act has effect subject to the following modifications—

- (a) in subsection (1) replace the words “who is being looked after by a local authority or a local authority in England” with the words “who is being provided with accommodation in a care home or an independent hospital”; and
- (b) in subsection (2)(c) replace the phrase “by a local authority” with the words “by a person carrying on a care home or an independent hospital”.